

**DIVISION OF ENVIRONMENTAL HEALTH
SOLID WASTE PROGRAM
555 CORDOVA STREET
ANCHORAGE, ALASKA 99501**
<http://www.state.ak.us/dec/home.htm>

**Telephone: (907) 269-7690
Fax: (907) 269-7650**
scott_lytle@envircon.state.ak.us

CERTIFIED MAIL, RETURN RECEIPT REQUESTED 7000-0520-0017-6849-2319

December 11, 2000

Anuska Wysocki
Koliganek Village Council
P.O. Box 5057
Koliganek, Alaska 99576

**Re: Issuance of Koliganek Village Council Class III Landfill
Solid Waste Disposal Permit No. 0025-BA004**

Dear Ms Wysocki:

The Department of Environmental Conservation has completed its evaluation of Village of Koliganek Class III Solid Waste Disposal Permit application for an existing landfill located within a 4-acre site approximately 2 miles from the village. The legal description of the site is the NE 1/4, NW 1/4, and the NW 1/4, NE 1/4 of Section 29, Township 55 South, Range 27 West, Seward Meridian.

The Department is issuing the enclosed permit in accordance with AS 46.03, 18 AAC 15, and 18 AAC 60. This project has been determined to be consistent with the standards of the Alaska Coastal Zone Management Program if conducted in accordance with the conditions and stipulations of the attached permit. Please review the conditions and stipulations in the permit. This permit is effective upon issuance and expires **December 31, 2004**.

Since the current landfill is expected to be full in four years, the permit is issued for only four years. In four years, if there is remaining capacity, the Department will extend the permit for an additional year.

The process to locate a new landfill and close the current landfill should start very soon. It can take a few years to locate a new landfill site, develop plans for the site, and obtain money for the new landfill and the closure of the existing landfill. If you need any assistance in this process, please contact the solid waste program. Also, the U.S. EPA has a document that list grant funds for tribes for solid waste related items.

The document can be down loaded from <http://www.epa.gov/epaoswer/non-hw/tribal/pdf/txt/tribfund.pdf>.

Any person who disagrees with this decision may appeal the decision by requesting an adjudicatory hearing, using the procedures contained in 18 AAC 15.200-310. Hearing requests must be delivered to the Commissioner of the Department of Environmental Conservation, 555 Cordova Street, Anchorage, Alaska 99501, within 30 days of receipt of this letter. If a hearing is not requested within 30 days, the right to appeal is waived and the decision becomes final. Even if an adjudicatory hearing has been requested and granted, all permit conditions remain in full force and effect. Please also send a copy of the request to the undersigned.

Sincerely,

Heather Stockard
Solid Waste Program Manager

Enclosure: Permit No. 0025-BA004

cc (w/ enclosure): Scott Lytle, ADEC/Solid Waste

**ALASKA DEPARTMENT
OF
ENVIRONMENTAL CONSERVATION
DIVISION OF ENVIRONMENTAL HEALTH
555 Cordova Street
Anchorage, Alaska 99501**

**KOLIGANEK VILLAGE LANDFILL
CLASS III MUNICIPAL SOLID WASTE LANDFILL

SOLID WASTE DISPOSAL PERMIT**

Permit Number **0025-BA004**

Date Issued: **December 11, 2000**

Page 1 of 15

This Solid Waste Disposal Permit is issued to the Koliganek Village for the operation and maintenance of a Class III municipal solid waste landfill located within a 4-acre site approximately 2 miles from the village. The legal description of the site is the NE 1/4, NW 1/4, and the NW 1/4, NE 1/4 of Section 29, Township 55 South, Range 27 West, Seward Meridian. Operation of this facility is subject to the conditions and stipulations contained in the permit. Modifications may be requested by the permit holder, but must be authorized in writing by the Solid Waste Program Coordinator.

This permit is issued under the provisions of Alaska Statute 46.03 and the Alaska Administrative Code, as amended or revised, and other applicable state laws and regulations.

This permit is effective upon issuance and expires **December 31, 2004**. It may be terminated or modified in accordance with AS 46.03.120. A renewal application must be received at least 30 days before the expiration date, or the facility must be closed by the expiration date.

Heather Stockard
Solid Waste Program Manager

**KOLIGANEK VILLAGE LANDFILL
MUNICIPAL SOLID WASTE LANDFILL FACILITY
WASTE DISPOSAL PERMIT NUMBER 0025-BA004**

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I. APPLICATION COMPLIANCE

The Koliganek Village Council shall comply with the site design drawings and development plans submitted in the permit application, dated June 7, 2000, unless otherwise modified in this facility permit. In the event of conflicting drawings or plans, the document dated last and closest to the date of permit issuance shall prevail.

II. SPECIFIC CONDITIONS

A. SITE DEVELOPMENT

The permit holder shall:

1. Maintain at least a 10-foot separation distance between the bottom of any new disposal trench and the anticipated or known seasonal high groundwater table level.
2. Ensure that all waste disposal and storage areas at the landfill are sized to accommodate the waste volumes accepted at the site on a daily basis to prevent uncontrolled waste disposal.
3. Grade the bottom of disposal trenches to promote drainage away from the working face.
4. Maintain fencing and a locking gate at the site entrance to control public access to the site.
5. Maintain permanent markers, such as surveying benchmarks, from which the exact location of the facility and each closed portion can be determined.
6. Maintain a minimum separation distance of 50 feet between the active placement of solid waste and the facility boundary.
7. Ensure that surface water runoff from outside of the facility and around the waste management areas does not flow over, into, or through uncovered or covered solid waste by constructing diversion structures, berms, or ditches at the facility.
8. Ensure that disposal area slopes are maintained to prevent erosion and to provide stability.
9. Water quality violations are prohibited. Surface drainage pathways from the landfill disposal area must be kept to a minimum and managed to prevent erosion and water quality degradation.
10. Facility drawings and waste cell boundaries must be maintained and updated annually and a copy placed in the facility operating record. Drawings do not have to be done by

an engineer or a surveyor, but measurements must be accurate and the person updating the drawing must sign it.

11. Erect and maintain the following sign(s) at the landfill:

- a. At the facility entrance, install and maintain a readily visible sign(s) with the following information legibly printed:

Facility Identification
Owner/Operator Name
Hours of Operation
Emergency Phone Numbers
Types of Wastes Allowed for Disposal
Prohibited Items and Wastes NOT Allowed for Disposal

- b. Erect and maintain readily visible signs as needed throughout the facility that will clearly and easily direct the public to each specific waste handling and disposal area.
- c. Erect and maintain a sign at the landfill entrance that informs the public that waste loads hauled to the facility are required to be covered or secured in accordance with AS 46.06.080.

B. FACILITY OPERATIONS

B.1 GENERAL

The permit holder shall:

1. Ensure that only domestic refuse, commercial refuse, inert construction and demolition debris, non-salvageable scrap metal, vehicles and white goods are disposed of at the appropriate cells or storage area within the facility.
2. Ensure that public access to the facility is controlled to reduce risks to health and to reduce safety hazards. Maintain on-site roads to assure easy user access to the facility at all times during open hours.
3. Ensure that refuse is deposited in approved locations only. Dumping in unauthorized areas violates conditions of this permit, Alaska Statutes, and Administrative Codes.
4. Prevent the excessive accumulation of salvaged, diverted and prohibited waste within the facility. Maintain a regular schedule of removal of this material to an approved disposal site, or to the location of ultimate reuse. The area will be cleaned up on an annual basis. Salvage area cleanups will be conducted on a more frequent basis if the area becomes a

litter, health, nuisance, or safety problem.

5. Ensure that dust, odor, noise, traffic, and other effects from the operation of the facility do not become a nuisance or hazard to the health, safety, or property of persons outside the landfill boundary.
6. Ensure that landfill personnel conduct random waste inspections on a monthly basis of incoming loads or waste in the landfill face to check for prohibited wastes. Ensure that landfill personnel receive adequate training in the identification of hazardous waste and prohibited waste. Maintain a record of the random inspections noting the date, inspector name and what, if any, prohibited wastes were identified. The inspection records shall be maintained in the facility record.
7. Report all spills or discharges of hazardous substances that occur at the landfill facility as described in 18 AAC 75. Thoroughly clean all spills or discharges of hazardous substances as soon as practicable.
8. Ensure medical wastes disposed of at the facility have first been disinfected, sterilized, or incinerated. Medical waste must be treated and packaged to prevent a health hazard before disposing of in the landfill.
9. Ensure that only one working face/dumping location for municipal waste is exposed at any one time, and that it is located at the current active cell.
10. Prevent ponding water in waste cell or over any waste disposal area, and implement a storm water management plan if ponding occurs. Conduct re-grading as needed.
11. Manage the facility so that disease vectors, wildlife, and domestic animals do not endanger public health and safety, become harmed by having contact with the waste, or become a nuisance.
12. Take reasonable steps to minimize vector attraction to the waste.
13. Implement a vector control plan, if vector attraction problems occur at the site. This plan must be ADEC and Department of Fish and Game approved.

B.2 WASTE HANDLING AND BURIAL

The permit holder shall:

1. Store waste prior to burial or burning in a safe and sanitary way that prevents a litter violation under AS 46.06.080, or polluted water runoff.
2. Compact, consolidate, and cover monthly all deposited waste with a minimum of 6 inches

of soil when cover material is workable. Increase cover frequency if necessary to accommodate disposal volume increases or to control disease vectors, odors, fire, wildlife attraction, scavenging problems or blowing litter.

3. Maintain adequate supplies of cover material.
4. Ensure that solid wastes are not placed in or allowed to enter surface waters, ground water and wetlands.
5. Ensure that all non-salvageable drums, tanks, and other similar containers are empty of fluids and crushed or tops removed to prevent voids in the fill. Properly dispose of any non-conforming drum or drum residue in accordance with all applicable State and Federal laws, including but not limited to, RCRA, the Clean Water Act, the Clean Air Act, Title 46 of Alaska Statutes and 18 AAC 60.
6. Ensure that no oily or hazardous waste is deposited in the landfill by requiring waste characterization records for any unknown waste. Copies of the waste characterization must be maintained in the facility record at the landfill.
7. Ensure that scrapped vehicles and motorized equipment have been drained of all fluids and have lead-acid batteries removed prior to acceptance at the facility. A checklist for vehicles and motorized equipment is in Appendix I of this permit.
8. Hold all vehicles and white goods containing refrigerants in a temporary storage area until a certified technician removes CFCs (chlorofluorocarbons). Refrigerators and freezers must have their doors removed before they can be stored or disposed; or the appliances must be stored in such a way as not to present an unreasonable health or safety hazard to people prior to disposal.
9. Bury all animal carcasses and non-liquid seafood wastes with two foot of soil within 12 hours upon disposal at the facility.
10. Apply an interim cover or final cover on a schedule as specified in the Closure Section of this permit.

B.3 BURNING

The permit holder shall:

1. Operate and maintain the burn box at the facility to ensure that approved combustible wastes are reduced to ash residue prior to disposal into the active cell. A list of material that should not be burned in the burn box is listed in Appendix VI.
2. Ensure that appropriate and immediate actions are taken to extinguish any uncontrolled fires that occur.

3. Ensure that controlled burn operations are monitored at all times during the process.
4. Prohibit the placement of hot ashes or embers in waste cells.
5. Prohibit black smoke.

B.4 LITTER

The permit holder shall:

1. Keep the landfill facility and surrounding adjacent area free of litter by collecting all the litter at least monthly or more frequently if needed, and returning it to the working face for burial or burn box.
2. Install and maintain portable litter control fencing, or other litter control devices, near the working face and transfer station, if necessary, to collect wind blown litter.
3. Maintain fencing and gates to control blowing waste.

B.5 SNOW CONTROL

The permit holder shall:

1. Remove snow from the active landfill disposal area as necessary to prevent ponding.
2. Deposit any snow removed in an area away from the landfill waste cells and clean up any accumulated litter in that area after the snow melts.
3. Deposit snow in an area, so that when it melts, it will drain away from the site without coming in contact with the waste or impact access roads.

B.6 FLUID MANAGEMENT

1. Remove all ponded water that is in contact with waste within seven days after the formation of the pond. Water that has been in contact with waste may not be discharged without prior approval of the ADEC Water Quality Program. The time required to remove any accumulated water may be extended with the approval of the ADEC Solid Waste Program.
2. Prohibit the disposal of bulk liquids at the site. Containers being disposed of must hold one gallon or less of liquid.

C. PROHIBITIONS AND SPECIAL RESTRICTIONS

The permit holder shall:

1. Prohibit discharge of firearms at the facility.
2. Prohibit scavenging and salvaging by the public in the active municipal waste disposal cell of the landfill.
3. Prohibit the disposal of raw sewage, radioactive material, explosives, oil, solvents, strong acids, asbestos, toxic substances and untreated medical waste, and other waste defined as hazardous under 18 AAC 60.990(61) at the facility unless specifically exempted in this permit.
4. Prohibit disposal of lead-acid batteries in the landfill. Storage in a designated area in closed, leak-proof containers prior to transport to an acceptable recycle site is permitted.
5. Prohibit disposal of polluted soil which contains metals or other chemicals in concentrations which the Department determines poses an unacceptable risk to human health or the environment as those that exceed the applicable limits of 18 AAC 60.025.

D. MONITORING AND REPORTING - VISUAL MONITORING

The permit holder shall:

1. Visually monitor the site each month for signs of damage or potential damage from settlement, ponding, erosion, leachate seeps, animal attraction and compliance with other permit conditions. Record the inspection results with the name of the inspector and date. A visual inspection form is in Appendix II of the permit. Maintain the inspection results in the facility's operating record. These records must be made available for review upon request by the Department. A copy of a checklist has been enclosed with this permit as an example. Please tailor it to your specifications as outlined in the application.

E. RECORD KEEPING REQUIREMENTS

Maintain a copy of the following records listed in Table A in the facility's operating record at the facility location for the active life and the post-closure period of the landfill. The records shall be made available to Department staff for review.

Table A

RECORD KEEPING REQUIREMENTS	REGULATION CITATION:
Permit application and permit	18 AAC 60.210
Operations & Maintenance Manual	18 AAC 60.210(b)(9)
Visual Monitoring Reports and Random Waste Inspection Records	18 AAC 60.210(b)(13) and 60.240
Closure & post-closure plans & post-closure notation to deed (if applicable)	18 AAC 60.245 & 395(c)
Current site plan & cross sectional drawings of the landfill	18 AAC 60.210(b)(6)
Any Corrective Action Taken	18 AAC 60.820-860

F. CORRECTIVE ACTION

1. If a structural change or damage to the facility occurs; or, a violation of a permit condition is discovered, or is pointed out during a department inspection; the permit holder shall take action to correct the change, damage, or violation to prevent the escape of waste or leachate, and to clean up any waste that may have been disposed of in an unauthorized manner as soon as practicable, but not longer than 90 days.
2. If the Department has evidence that water quality standards of 18 AAC 70 have been violated or if conditions at the facility are determined to likely result in harm to the public health or the environment, the owner or operator shall sample and analyze any surface waters and/or groundwater that may indicate contamination has occurred. Indications of contamination may include, but will not be limited to, the visual presence of prohibited wastes, hazardous waste or potentially hazardous waste, surface staining, distressed vegetation, or a visually perceived degradation of water quality such as discoloration, sheen, or odor.
3. For purposes of this permit, contamination of surface water and/or groundwater shall be defined as any of the following:
 - a. Groundwater and/or surface water contaminant levels exceeding levels specified in 18 AAC 70 (Water Quality Standards) except those parameters documented as having natural background levels already exceeding these limits;

- b. Sudden, abrupt, or significant increases in any one or more pollutants which are attributable to site operation regardless of the listed MCLs; or
- c. Statistically significant change over background levels.

G. INTERMEDIATE CLOSURE

1. The permit holder shall apply an intermediate cover to any inactive portion of a landfill within seven days of the area becoming inactive. Intermediate cover shall consist of soil material at least 12 inches thick, graded to prevent water from ponding. For purposes of this condition, "inactive portion" means an area of a landfill that does not receive waste for a period of 90 days or more.

H. SITE (FACILITY) CLOSURE

The permit holder shall:

1. Ensure that final cover is placed within ninety (90) days after the last waste is deposited in a waste cell. Final cover must have a minimum of two feet of compacted soil with the top 6-inch layer consisting of soil adequate to allow for successful revegetation of the site with native vegetation.
2. Ensure that the final cover is graded and maintained to prevent ponding and erosion. Maintain drainage ditches and berms to minimize the amount of water entering the facility.
3. Develop a vegetative cover within the first growing season after closure of each disposal unit in the landfill facility.
4. Upon completion of final closure of landfill, establish permanent markers or survey monuments at each corner of the landfill facility boundary.
5. Closure activities must be inspected by a third party or supervised by the permit holder or a representative familiar with the closure requirements for the facility. Written verification in the form of a notarized statement must be submitted, signed by the permit holder within 30 days of the final closure action, stating that the closure/capping of the landfill was done on _____(date (s)) in accordance with the permit conditions and solid waste regulations, under supervision of _____ (name), signature_____.
6. Prepare a survey as-built or record drawings showing the location and volume of waste deposited at the solid waste disposal site and file those records with the Department's Anchorage Solid Waste Program Office.

7. File the survey as-built or record drawings of the area used as a landfill with an appropriate land records office within sixty (60) days after the final closure of the site and submit proof of such recording to this Department.

I. POST-CLOSURE

1. Conduct annual visual monitoring that at a minimum will check for erosion, subsidence and seepage of all cells. Re-grade and fill areas of the closed cells that have eroded, settled, or subsided in order to maintain the integrity and effectiveness of the final cover.
2. All post-closure activities shall be conducted for a minimum of 60 consecutive months following final capping of the waste cells. The Department may extend the time period as necessary to protect public health and the environment.

III. GENERAL PERMIT CONDITIONS

A. ACCESS AND INSPECTION

The permit holder shall allow the Commissioner or her representative access to the permitted facilities at reasonable times to conduct scheduled or unscheduled inspections or tests to determine compliance with this permit, State laws, and regulations.

B. INFORMATION ACCESS

Except for information relating to confidential processes or methods of manufacture, all records and reports submitted in accordance with the terms of this permit shall be available for public inspection at the State of Alaska Department of Environmental Conservation, Anchorage Office, 555 Cordova Street, Anchorage Alaska 99501. The permit holder shall mark all confidential material with the word "Confidential" and furnish an explanation as to why the information is confidential.

C. CIVIL AND CRIMINAL LIABILITY

Nothing in this permit shall relieve the permit holder from civil or criminal penalties for noncompliance, whether or not such noncompliance is due to factors beyond its control, including, but not limited to, accidents, equipment breakdowns, or labor disputes. The permit holder is responsible for compliance with every part of this permit, regardless of who it may contract with to perform the various functions of this permit.

D. AVAILABILITY

The permit holder shall post or maintain a copy of this permit and make it available to the public at the disposal facility.

E. ADVERSE IMPACT

The permit holder shall take all necessary means to minimize any adverse impacts to the receiving waters or lands resulting from noncompliance including any additional monitoring needed to determine the extent of the impact. Areas adversely impacted by the landfill shall be cleaned up and restored by the permit holder.

F. CULTURAL OR PALEONTOLOGICAL RESOURCES

Should cultural or paleontological resources be discovered as a result of this activity, work which would disturb such resources is to be stopped, and the State Historic Preservation Office, Division of Parks and Outdoor Recreation, Department of Natural Resources, is to be notified immediately (907-269-8721).

G. APPLICATIONS FOR RENEWAL

In accordance with 18 AAC 15.100(d), applications for renewal or amendment of this permit must be made no later than 30 days before the expiration date of the permit or the planned effective date of any requested amendment.

H. OTHER LEGAL OBLIGATIONS

The requirements, duties, and obligations set forth in this permit are in addition to any requirements, duties, or obligations contained in any permit that the Alaska Department of Environmental Conservation or the U.S. Environmental Protection Agency has issued or may issue to the permit holder. This permit does not relieve the permit holder from the duty to obtain any and all necessary permits and to comply with the requirements contained in any such permit or with applicable state and federal laws and regulations. All activities conducted by the permit holder pursuant to the terms of this permit and all plans implemented by the permit holder pursuant to the terms of this permit shall comply with all applicable state and federal laws and regulations. The permit holder is responsible for compliance with every part of this permit, regardless of who it may contract with to perform the various functions of this permit.

I. POLLUTION PREVENTION

In order to prevent and minimize present and future pollution, when making management decisions that affect waste generation, the permit holder shall consider the following order of priority options: waste source reduction; reuse of waste; recycling of waste; waste treatment; and waste disposal.

IV. APPENDIX I - Vehicle Disposal Check List

**Village of Koliganek
Vehicle and Motorized Equipment Disposal Checklist**

Vehicles must be properly prepared prior to disposal at landfill

Description	Criteria	Done?
Crankcase Oil	Oil plug must be removed and all oil drained.	
Brake Fluid	Master cylinder reservoir must be empty.	
Batteries	All batteries must be removed from the vehicle	
Transmission Fluid	Transmission, transaxles, transfer cases must be drained of all fluids.	
Gas/Fuel Tanks	Gas or fuel tanks must be empty.	
Radiators	Lower radiator hose must be disconnected and radiator empty. There should be no anti-freeze showing in the engine block or radiator.	
Windshield Fluid Reservoir	All fluid must be drained out.	
Hazardous Materials	Any containers that may contain hazardous materials must be removed from the vehicle.	
CFC (Air Conditioning Units)	Vehicles will be accepted for disposal without prior removal of CFCs, but must be stored in separate areas until removal can be made.	
Trash	Remove all trash, refuse, or other material from vehicle.	

This check list should be made available to people disposing of vehicles or motorized equipment for them to use as a check list to ensure all fluids are removed prior taking it to the landfill.

V. APPENDIX II - Visual Monitoring Form

Name & Title of Person Doing Inspection	Date:
Evaluate & Circle Each Item - A (for Acceptable), or U (for Unacceptable), and/or N (for Notes that you can provide)	
1. Waste Cell: Active disposal area is contained, waste is buried or covered when needed. No signs of water ponding, leachate seeps or odors.	Evaluation: A U N
2. Burning Waste: No open fires near working face of landfill. Burn box is operational, maintained, and no accumulation of waste nearby.	Evaluation: A U N
3. Cover Material: Adequate soil cover has been placed over the waste area, no waste visible, and no signs of erosion or ponding.	Evaluation: A U N
4. Access & Control: Road to the site is maintained and access is controlled by fences/gates. Signs are posted and easily readable to direct public to the active dumping area and inform of prohibited wastes.	Evaluation: A U N
5. Litter: Controlled by fencing around the site. No litter along fence or outside of landfill boundary. Litter is regularly collected.	Evaluation: A U N
6. Stormwater Control: Adequate ditches to prevent run-on and erosion. Ponding areas are graded or filled when needed. No standing water in active disposal cell.	Evaluation: A U N
7. Animal/Nuisance Control: No visible signs of animal presence or problems. No odors or flies.	Evaluation: A U N
8. Hazardous Waste: No hazardous waste materials seen in the garbage or active disposal area. Storage containers for Hazardous Waste are maintained and not overflowing.	Evaluation: A U N
9. Closed Cells: Former waste disposal areas are backfilled and good soil cover is maintained. No signs of cover settlement, leakage, or erosion.	Evaluation: A U N
10. Salvage Area: Area is maintained and organized. No waste or garbage in the area. Old salvage material routinely landfilled or properly disposed.	Evaluation: A U N
Notes:	

VI. APPENDIX III - Materials That Cannot Be Incinerated or Open Burned

The following list is from the Department's Air Quality Control Program. For more information on open burning or burn boxes, you can contact Ann Lawton at 1-800-770-8818

- ? Spill absorbents and contaminated soils that are RCRA hazardous waste.
- ? Pesticides, halogenated organic compounds, cyanic compounds or polyurethane products.
- ? Electrical batteries, all types and sizes
- ? All liquid forms of paints (e.g., in cans). Wood with lead-based paint may require Department approval.
- ? All solvents, except those composed of water and soap/detergent solutions.
- ? All aerosol cans.
- ? Asbestos.
- ? Any metals or alloys containing beryllium, chromium, cobalt, arsenic, selenium, cadmium, mercury, lead, or any radioactive wastes.
- ? Any electrical or electronic lamps or components that contains any of the above metals/alloys (including fluorescent, high-pressure sodium, mercury vapor, and metal halide lamps.)
- ? Plastic pipes or conduit.
- ? Tires.
- ? Treated wood containing compounds such as creosote, naphthlate, or tar.